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5 Attorneys for Defendants

6 THE REGENTS OF THE UNIVERSITY OF

CALIFORNIA, ROBERT BIRGENEAU,

7 CONSTANCE PEPPERS CELAYA, ADAN

TEJADA, VICTORIA HARRISON, ALLAN

8 KOLLING, TOM KLATT and SUSAN VON

SEEBURG

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11
12 CHRISTINE CHANG, individually and as
13 Guardian ad Litem for ERIC SUN,
disabled,

14 Plaintiff,

15 v.

16 ROCKRIDGE MANOR
17 CONDOMINIUM, et al.,

18 Defendants.

Case No. C-07-4005 EMC

**DECLARATION OF JIM TAYLOR IN
SUPPORT OF MOTION FOR RELIEF
FROM DEFAULT**

Date: November 28, 2007

Time: 10:30 a.m.

Courtroom: C

Judge: Magistrate Judge Edward M. Chen

19 I, JIM TAYLOR, declare and state as follows:

20 1. I am a claims representative with SEDGWICK CLAIMS SERVICES, the third
21 party administrator for The Regents of the University of California. I have personal knowledge
22 of the following facts and could and would testify thereto if called upon to do so.

23 2. On or about September 10, 2007, our company received notice from the Office of
24 General Counsel for the Regents of the University of California that a Complaint had been filed
25 by Christine Chang and Eric Sun against several defendants, including several University of
26 California, Berkeley officials. Shortly thereafter, I was assigned as the claims representative to
27 handle the Chang matter.
28

DECLARATION OF JIM TAYLOR
C-07-4005 EMC

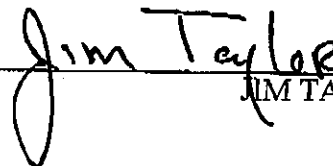
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1 3. Due to the medical leave of another claims representative, my case load has
2 increased significantly in the last two months, requiring me to be out of the office more frequently
3 to attend Mandatory Settlement Conferences, mediations and campus coordination meetings for
4 both general liability and employment law suits filed against The Regents. In addition, the
5 number of incoming, new cases has doubled during this time. As a result of the increased work
6 load, I inadvertently believed the Chang complaint had been filed in state court and believed that
7 none of the University of California affiliated witnesses had been served with summons and
8 complaint.

9 4. Accordingly, due to the press of other time-sensitive business, I did not have the
10 opportunity to assign the matter to outside defense counsel until October 4, 2007. The delay in
11 assigning the case to defense counsel was inadvertent and due to my work backlog and my belief
12 that service had not been affected on any of the named defendants. There was no reference in my
13 letter to defense counsel to any service on the University of California defendants, as it was still
14 my belief that no service had been effected.

15 5. It was not until the week of October 8th that I learned from defense counsel that the
16 court docket showed that plaintiff had filed a proof of service representing that all of the
17 University of California affiliated defendants had been served. At that time I again reviewed my
18 file and discovered that the Office of General Counsel had previously advised that Summons and
19 Complaint had apparently been served, via substituted service, on the Chancellor of University of
20 California, Berkeley, Robert Birgeneau on September 7, 2007. I have no information that any of
21 the other named University of California defendants were properly served with Summons and
22 Complaint on that date.

23 Executed this 17th day of October, 2007 at Walnut Creek, California.

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25 
26 JIM TAYLOR
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